

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 36821

STATE OF IDAHO,	)	2010 Unpublished Opinion No. 716
	)	
Plaintiff-Respondent,	)	Filed: November 23, 2010
	)	
v.	)	Stephen W. Kenyon, Clerk
	)	
MANUEL ALVAREZ-CABRERA,	)	THIS IS AN UNPUBLISHED
	)	OPINION AND SHALL NOT
Defendant-Appellant.	)	BE CITED AS AUTHORITY
	)	

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Appeal from the District Court of the Fifth Judicial District, State of Idaho, Twin Falls County. Hon. Randy J. Stoker, District Judge.

Judgment of conviction and unified sentence of ten years, with a minimum period of confinement of five years, for aggravated driving under the influence, affirmed.

Molly J. Huskey, State Appellate Public Defender; Justin M. Curtis, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Jessica M. Lorello, Deputy Attorney General, Boise, for respondent.

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Before GUTIERREZ, Judge; GRATTON, Judge;  
and MELANSON, Judge

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PER CURIAM

Manuel Alvarez-Cabrera pled guilty to aggravated driving under the influence. I.C. § 18-8006. In exchange for his guilty plea, the state agreed not to file a second count of aggravated driving under the influence. The district court sentenced Alvarez-Cabrera to a unified term of ten years, with a minimum period of confinement of five years. Alvarez-Cabrera appeals.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of the sentence are well established and need not be repeated here. *See State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App. 1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing

the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Alvarez-Cabrera's judgment of conviction and sentence are affirmed.